

# EXHIBIT 4

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Attorneys for Defendants  
HEDMARK VIII, LLC and  
WESTLAND FINANCIAL III, LLC

UNITED STATE DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DOUGLAS KEANE.

Plaintiff.

vs.

ATLAS HOSPITALITY GROUP,  
HEDMARK VIII, LLC and  
WESTLAND FINANCIAL III, LLC and  
JUSTIN B. MEYERS.

Defendants.

CASE NO.

NOTICE OF REMOVAL OF  
ACTION;  
UNDER 28 U.S.C. § 1441(b)  
(FEDERAL QUESTION)

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

PLEASE TAKE NOTICE that defendants HEDMARK VIII, LLC and  
WESTLAND FINANCIAL III, LLC hereby removes to this Court the state court action  
described below.

1. On October 22, 2007 an action was commenced in the Superior Court of  
the State of California in and for the City of Santa Rosa, County of Sonoma, entitled  
DOUGLAS KEANE, Plaintiff v. ATLAS HOSPITALITY GROUP, HEDMARK VIII,  
LLC, WESTLAND FINANCIAL GROUP III, LLC and JUSTIN B. MEYERS  
Defendants, as case number SCV-241706 hereto as Exhibit "A."

1  
NOTICE OF REMOVAL OF ACTION; UNDER 28 U.S.C. § 1441(b)  
(FEDERAL QUESTION)


2. The first date upon which defendants received a copy of the said Complaint was November 1, 2007, when defendants were served with a copy of the said Complaint and a Summons from the said state court. A copy of the Summons is attached hereto as Exhibit "B."

3. This action is a civil action of which this Court has original jurisdiction under 28 U.S.C. §1331, and is one which may be removed to this Court by defendants pursuant to the provision of 28 U.S.C. §1441(b) in that it arises under the Copyright Act (17 U.S.C. §101 et. seq.) which grants exclusive jurisdiction to federal district courts over civil actions arising under the Copyright Act. 17 U.S.C. §301. Plaintiff's claims under Calif. Civil Code §3344 and common law right-to-privacy claims arise from the alleged publication of purportedly copyrighted materials (attached as Exhibit 1 to the Complaint), which copyrights are owned either by the listed publications or by Cyrus Restaurant.

4. All other defendants who have been served with Summons and Complaint have joined in this Notice of Removal, as evidenced by the Joinders of defendants ATLAS HOSPITALITY GROUP, INC, and JUSTIN B. MEYERS, filed concurrently herewith.

DATED: 11/30/07

MERRILL, ARNONE & JONES, LLP

  
ROSS B. JONES,  
Attorney for Defendants